

PUBLIC NOTICE

PERMIT APPLICATION: **NRS 06-153**

APPLICANT: Luther Briggs
4425 Highway 69N
Paris, TN 38242-7505
(731) 642-3654

LOCATION: Located on the north corner of Highway 641 and 218 By-Pass; Paris, Henry County. lat 36 16' 22" - long 88 17' 16".

WATERSHED DESCRIPTION: Subject property is forested wetland. Surrounding land use is primarily commercial on the west side of Highway 69 and forested wetland on the east.

PROJECT DESCRIPTION: The applicant proposes to construct commercial storage facilities at the corner of Highway 69 and the 218 By-Pass in Paris. The proposed project will require the placement of fill in 4.285 acres of jurisdictional wetland. The applicant will maintain a 25-foot setback from Clifty Creek along the northern property line.

Compensatory wetland mitigation will consist of the restoration of 10.596 acres along Jones Bend Creek northeast of Paris. The site has been under management for pasture and more recently hay. Soils are hymon-beechy loam and are listed as hydric for Henry County. An historical intermittent channel once conveyed flow as depicted in the topographic map. The previous landowner constructed a ditch to convey the flow along the toe of slope following Jones Bend Road. The applicant proposes to replace flow back onto the floodplain of Jones Bend Creek by the redirection of the flow from the culvert under the road into the remnant channel thus abandoning the ditch. Hydrology will also come from overbanking of Jones Bend Creek.

Bare root seedlings will be planted on 10-foot centers at the rate of 400/acre. No one species shall comprise more than 20% of the total. Annual monitoring with reports outlining success criteria will be submitted.

In accordance with the Tennessee Antidegradation Statement (Rule 1200-4-3-.06), the division has determined that the proposed activity will not result in degradation to water quality.

USGS TOPOGRAPHIC QUADRANGLE: Paris 8 SE

PERMIT COORDINATOR: Mike Lee

No decision has been made whether to issue or deny this permit. The purpose of this notice is to inform interested parties of this permit application and to ask for comments and information necessary to determine possible impacts to water quality. Persons wishing to comment on the proposal are invited to submit written comments to the department. Written comments must be received within **thirty days of the date that this notice is posted**. Comments will become part of the record and will be considered in the final decision. The applicant's name and permit number should be referenced.

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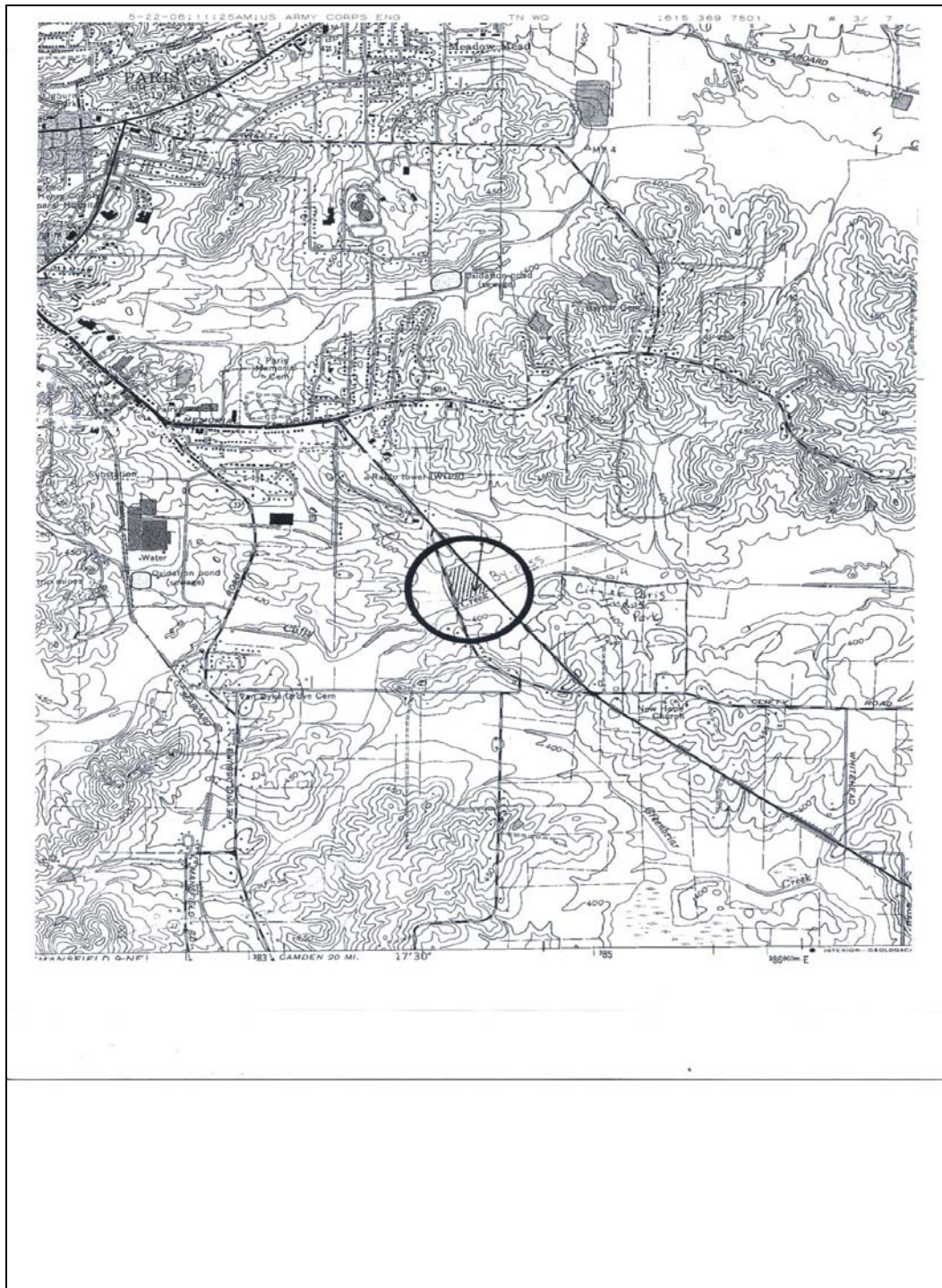
Interested persons may also request in writing that the department hold a public hearing on this application. The request must be filed within the comment period, indicate the interest of the person requesting it, the reasons that the hearing is warranted, and the water quality issues being raised. When there is sufficient public interest in water quality issues, the department will hold a public hearing.

The permit application, supporting documentation including detailed plans and maps, and related comments are available at the department's address for review and/or copying. The department's address is:

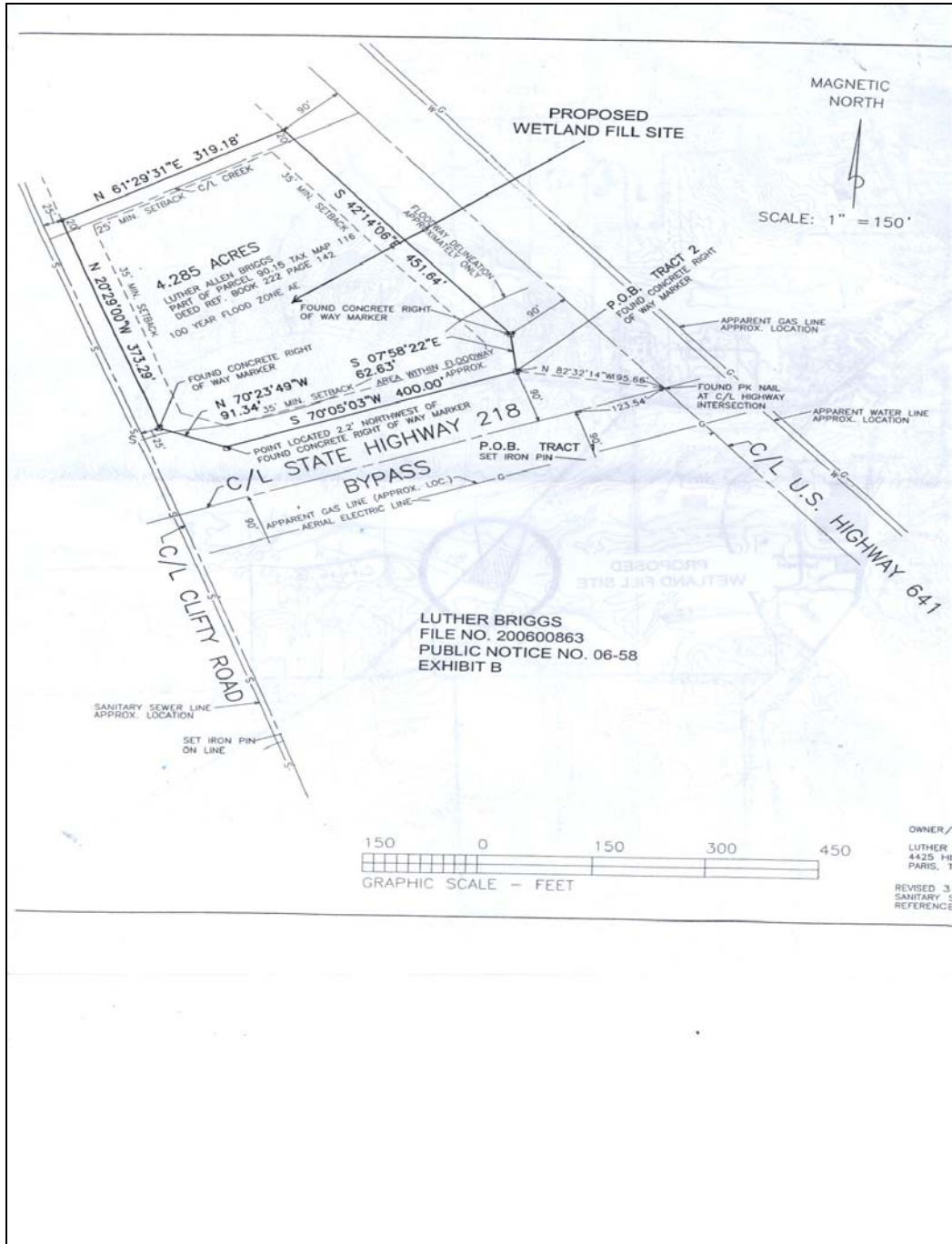
Tennessee Department of Environment & Conservation
Division of Water Pollution Control, Natural Resources Section
7th Floor L & C Annex
401 Church Street
Nashville, TN 37243

In deciding whether to issue or deny a permit, the department will consider all comments on record and the requirements of applicable federal and state laws.

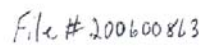
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PROJECT LOCATION

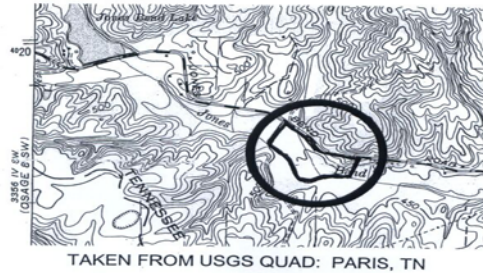
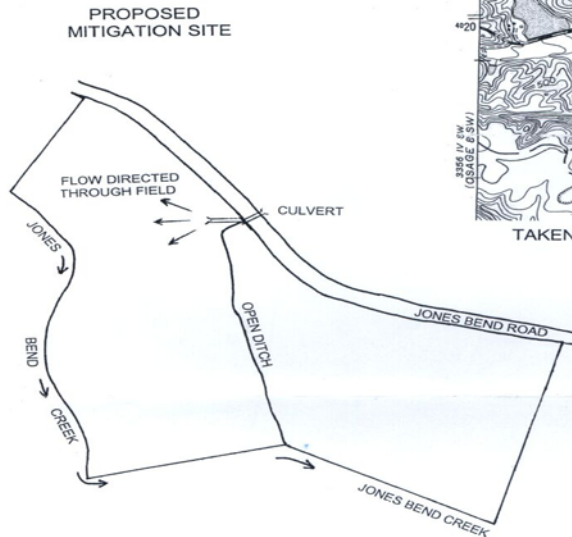


PROPOSED WETLAND FILL AREA



PROPOSED SITE DEVELOPMENT

LUTHER BRIGGS
FILE NO. 200600863
PUBLIC NOTICE NO. 06-58
EXHIBIT C



Pre-application consultation with both the Corps and State (TDEC) resulted in the applicant proposing to mitigate offsite. The applicant owns another tract west of Paris, TN which has been determined to be a viable mitigation site. He proposes to restore 10.596 acres of this site to wetlands. Previously, flow from a culvert under Jones Bend Road had been routed through a ditch to remove hydrology from the field and allow it to be used for hay and pasture. The applicant proposes to redirect runoff from the culvert into the field to reestablish the perpetual source of hydrology. Bare root seedlings of approved species would be planted at a rate of 400 per acre. No one species would exceed 20% of the total, and 75% survival rate would be assured after three years. The site would be monitored annually and reports submitted to the Corps and State for a period of five years, unless deemed no longer necessary after three years.

PROPOSED WETLAND MITIGATION SITE